



## **Teacher Employment Contract Policies**

## What is the process for a nonrenewal determination?

July 2020

This metric captures the notice deadline, hearing rights and appeal rights of teachers whose contracts have not been renewed for the following school year. View the full 50-State Comparison: Teacher Employment Contract Policies here.

STATE	WHAT IS THE PROCESS FOR A NONRENEWAL DETERMINATION?	CITATION
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Alabama	Deadline for notice of nonrenewal: June 15. June 30 in the first year of each legislative quadrennium.	Ala. Code § 16- 24C-5
	Hearing: The teacher is entitled to a hearing with the governing board, upon request.	Ala. Code § 16- 24C-6
	Appeal: The teacher is entitled to an appeal with a hearing officer selected by a panel of neutrals administered by the Executive Director of the Alabama State Bar Association.	
Alaska	Deadline for notice of nonrenewal: May 15 for tenured teachers. On or before last day of school term for nontenured teachers.	Alaska Stat. Ann. § 14.20.140
	Hearing: The teacher is entitled to a hearing by the school board, upon request.  Non-tenured teachers may request an informal hearing by the board.	Alaska Stat. Ann. § 14.20.175
	Appeal: The teacher is entitled to appeal the hearing decision to the Superior Court for judicial review of the administrative record.	Alaska Stat. Ann. § 14.20.180
Arizona	Deadline for notice of nonrenewal: Intention to dismiss coupled with performance improvement plan - No date specified. 45 day written, preliminary notice must be provided to teachers if nonrenewal is based	Ariz. Rev. Stat. Ann. § 15-538
	on inadequacy of classroom performance in order to provide the teacher time to correct outlined inadequacies. For certificated teachers, notice must be provided within 10 days of dismissal date.	Ariz. Rev. Stat. Ann. § 15-539
		Ariz. Rev. Stat.
	Hearing: The teacher is entitled to a hearing by the governing board or hearing officer, upon request.	Ann. § 15-541
		Ariz. Rev. Stat.
	Appeal: The teacher my file an appeal within 30 days to the Superior Court in the county of employment.	Ann. § 15-543

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Arkansas	Deadline for notice of nonrenewal: May 1.  Hearing: The teacher is entitled to a hearing by the Board of Directors of the school district, upon request.  Appeal: A non-probationary teacher is entitled to appeal to the circuit court of the county in which the school district is located.	Ark. Code Ann. § 6-17-1510
California	Deadline for notice of nonrenewal: March 15.  Hearing: The teacher is entitled to a hearing by the Commission on Professional Competence, upon request. For dismissals caused by a reduction in force, a hearing may be conducted by an administrative law judge and the school's governing body.  Appeal: The teacher is entitled to an appeal with the Superior Court, upon request.	Cal. Educ. Code § 44929.21 Cal. Educ. Code § 44949 Cal. Educ. Code § 44955 Cal. Educ. Code § 44932-44946
Colorado	Deadline for notice of nonrenewal: June 1.  Hearing: The teacher is entitled to a hearing by an impartial hearing officer or administrative law judge, upon request.  Appeal: The teacher is entitled to an appeal by the court of appeals. An appeal to the Supreme Court may only take place at the request for a judicial review by the Supreme Court.	Colo. Rev. Stat. Ann. § 22-63-201 Colo. Rev. Stat. Ann. § 22-9-106
Connecticut	Deadline for notice of nonrenewal: At any time for both tenured and nontenured teachers.  Hearing: Tenured teachers are entitled to a hearing with the board of education, a subcommittee of the board of education, or an impartial hearing officer, upon request. Teachers who have not attained tenure are not entitled to a hearing if the reason for nonrenewal is elimination of a position or loss of position to another teacher.  Appeal: Tenured teachers are entitled to an appeal with the Superior Court. Teachers who have not attained tenure are entitled to an appeal if the reason for nonrenewal is either moral misconduct or disability.	Conn. Gen. Stat. Ann. § 10-151
Delaware	Deadline for notice of nonrenewal: May 15.  Hearing: The teacher is entitled to a hearing with the terminating board of education or a hearing officer designated by the board, upon request.  Appeal: The teacher is entitled to an appeal with the Superior Court for the county of employment.	Del. Code Ann. tit. 14, § 1410 Del. Code Ann. tit. 14, § 1413 Del. Code Ann. tit. 14, § 1414
District of Columbia	Not specified in state policy.	

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Florida	Deadline for notice of nonrenewal: April 1 for continuing contract teachers. Any time for annual contract teachers.	Fla. Stat. Ann. § 1012.33
	Hearing: Teachers on annual contracts are entitled to a hearing by the local school board, upon request. Upon request, teachers on professional service contracts are entitled to a hearing before the board of education	Fla. Stat. Ann. § 1012.335
	or an administrative law judge.	Fla. Stat. Ann. § 1012.34
	Appeal: Teachers are entitled to an appeal by judicial review with the court of appeals.	
Georgia	Deadline for notice of nonrenewal: May 15.	Ga. Code Ann. § 20-2-942
	Hearing: The teacher is entitled to a hearing with the local board of education (or a tribunal designated by the local board), upon request.	Ga. Code Ann. § 20-2-940
	Appeal: The teacher is entitled to an appeal with the state board of education upon request.	20-2-740
Hawaii	Notice, Hearing and Appeal determined by collective bargaining agreement.	Agreement Between HSTA and State Board of
		Education
Idaho	Deadline for notice of nonrenewal: July 1 for teachers on a category 2 or 3 contract.	Idaho Code Ann. § 33-513
	Hearing: The teacher is entitled to a hearing by the Board of Trustees. Teachers on annual contracts (categories 1-3) are entitled to an informal review by the Board of Trustees.	Idaho Code Ann. § 33-514
	Appeal: The teacher is entitled to an appeal with the District Court, upon request.	
Illinois	Deadline for notice of nonrenewal: At least 45 days prior to the end of any school term.	105 III. Comp. Stat. Ann. 5/24-11
	Hearing: Teachers are entitled to a hearing with a hearing officer, upon request.	105 III. Comp. Stat. Ann. 5/24-12
	Appeal: Teachers are entitled to a judicial review of administrative decision.	105 III. Comp. Stat. Ann. 5/24-16
	State law also provides an optional alternative dismissal process for PERA evaluations.	105 III. Comp. Stat. Ann. 5/24- 16.5
Indiana	Deadline for notice of nonrenewal: Between May 1 and July 1 for a reduction in force. Any time for cause.	IC 20-28-7.5-2
	Hearing: The teacher is entitled to conferences with the superintendent or assistant superintendent of the district as well as the governing body.	IC 20-28-7.5-3
	Appeal: The decision of the governing body is final.	

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lowa	Deadline for notice of nonrenewal: April 30.	Iowa Code Ann. § 279.19
	Hearing: Teachers are entitled to a private hearing with the board, upon request. Probationary teachers may request a private conference with the school board.	Iowa Code Ann. § 279.15
	Appeal: Teachers are entitled to an appeal with the district court of the county in which the administrative office of the school district is located.	Iowa Code Ann. § 279.18
Kansas	Deadline for notice of nonrenewal: On or before the 3rd Friday in May.	Kan. Stat. Ann. § 72-2251
	Hearing: Teacher is entitled to a hearing with a hearing officer.  Appeal: Teacher is entitled to an appeal with the district court.	Kan. Stat. Ann. § 72-2258
Kentucky	Deadline for notice of nonrenewal: Teachers on limited contracts, May 15. Not specified for continuing contracts.	Ky. Rev. Stat. Ann. § 161.750
	Hearing: Teachers on continuing contracts are entitled to a hearing by a 3 member tribunal established by the Commissioner of Education, upon request.	Ky. Rev. Stat. Ann. § 161.790
	Appeal: Teachers on continuing contracts are entitled to an appeal with the Circuit Court in the county in which the school district is located.	
Louisiana	Deadline for notice of nonrenewal: Not specified in state policy.  Hearing: Nontenured teachers may seek a summary review in a district court. Tenured teachers are entitled to a hearing with a hearing officer	La. Stat. Ann. § 17:443
	appointed by the Superintendent, upon request.  Appeal: Tenured teachers are entitled to an appeal with a court of competent jurisdiction, upon request.	
Maine	Deadline for notice of nonrenewal: May 15. At least 90 days under conditions of position elimination.	Me. Rev. Stat. tit. 20-A, § 13201
	Hearing: The teacher is entitled to a hearing with the school board upon request.	
	Appeal: Not specified in state policy.	
Maryland	Deadline for notice of nonrenewal: Not specified in state policy.	Md. Code Ann., Educ. § 6-202
	Hearing: The teacher is entitled to a hearing with the county board or an arbitrator upon request.	
	Appeal: The teacher is entitled to an appeal with the state board.	
Massachusetts	Deadline for notice of nonrenewal: Not specified in state policy.	Mass. Gen. Laws Ann. ch. 71, § 42
	Hearing: The teacher is entitled to a review with the principal of superintendent upon request.	
	Appeal: The teacher is entitled to file a petition for arbitration with the commissioner of education.	

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Michigan	Deadline for notice of nonrenewal: The teacher must be notified within 5 days of charges being filed by the controlling board.	Mich. Comp. Laws Ann. § 38.102
	Hearing: The teacher is entitled to a hearing with an administrative law judge employed by the Department of Education, upon request.	Mich. Comp. Laws Ann. § 38.104
	Appeal: The teacher is entitled to appeal the final decision to the court of of appeals.	Mich. Comp. Laws Ann. § 24.271
Minnesota	Deadline for notice of nonrenewal: April 1	Minn. Stat. Ann. § 122A.40
	Hearing: The teacher is entitled to a hearing with the local board of education or an arbitrator upon request.	
	Appeal: There is no formal appeal process identified in state policy, but a judicial review can take place on the boards decision. If the the teacher requests a hearing with an arbiter, the decision of the arbiter is final.	
Mississippi	Deadline for notice of nonrenewal: April 15 or within 10 days of the governors approval of the appropriation bill, whichever comes first.	Miss. Code. Ann. § 37-9-59
	Hearing: The teacher is entitled to a hearing with the school board, upon request.	Miss. Code. Ann. § 37-9-113
	Appeal: The teacher is entitled to an appeal to the chancery court. Any party aggrieved by the action of the chancery court may appeal to the Mississippi Supreme Court.	
Missouri	Deadline for notice of nonrenewal: Probationary teachers must be notified in writing by April 15. At the time of charges, tenured teachers must be presented with written charges.	Mo. Ann. Stat. § 168.221
	Hearing: The teacher is entitled to a hearing with the school board.	
	Appeal: The action and decision of the school board is final.	
Montana	Deadline for notice of nonrenewal: June 1	Mont. Code Ann. § 20-4-205
	Hearing: The teacher is entitled to a hearing with the school board of trustees.	
	Appeal: The teacher is entitled to an appeal to the county superintendent if the teacher's employment is not covered by a collective bargaining agreement. If the employment of the teacher is covered by a collective bargaining agreement, the teacher is entitled to appeal the decision to an arbitrator that is agreed upon by the school board and the teacher's representative.	
Nebraska	Deadline for notice of nonrenewal: April 15	Neb. Rev. Stat. Ann. § 79-831
	Hearing: The teacher is entitled to a hearing with the local board of education, upon request. In a Class IV or V school district, a school board or certified employee may require that hearings be conducted by a hearing officer.	Neb. Rev. Stat. Ann. § 79-842
	Appeal: Not specified in state policy.	

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Nevada	Deadline for notice of nonrenewal: At least 15 days before dismissal is recommended to the board.	Nev. Rev. Stat. Ann. § 391.775
	Hearing: The teacher is entitled to a hearing with the Hearings Division of the Department of Administration.	Nev. Rev. Stat. Ann. § 391.770
	Appeal: The teacher may appeal the decision to the district court.	Nev. Rev. Stat. Ann. § 391.800
New Hampshire	Deadline for notice of nonrenewal: April 15 or within 15 days of the adoption of district budget but no later than the Friday following 2nd Tuesday in May.	N.H. Rev. Stat. Ann. § 189:14-a
	Hearing: The teacher is entitled to a hearing with the state board of education, upon request.	
	Appeal: Not specified in state policy.	
New Jersey	Deadline for notice of nonrenewal: Not specified in state policy.	N.J. Stat. Ann. § 18A:6-10
	Hearing: The teacher is entitled to a hearing with the commissioner. The commissioner may refer the case to an arbiter.	N.J. Stat. Ann. § 18A:6-16
	Appeal: Not specified in state policy.	N.J. Stat. Ann. § 18A:6-17
		N.J. Stat. Ann. § 18A:28-5
New Mexico	Deadline for notice of nonrenewal: 15 working days prior to the last day of the school year.	N.M. Stat. Ann. § 22-10A-22
	Hearing: The teacher is entitled to a hearing with the local school board or governing body.	N.M. Stat. Ann. § 22-10A-24
	Appeal: The teacher is entitled to an appeal with an arbitrator.	N.M. Stat. Ann. § 22-10A-25
New York	Deadline for notice of nonrenewal: Not specified in state policy.	N.Y. Educ. Law § 3020
	Hearing: The teacher is entitled to a hearing with a hearing officer, upon request.	N.Y. Educ. Law § 3020-a
	Appeal: The teacher is entitled to an appeal with the state supreme court.  The employer is also entitled to an appeal with the state supreme court.	N.Y. Educ. Law § 3020-b
North Carolina	Deadline for notice of nonrenewal: June 1.	N.C. Gen. Stat. Ann. § 115C-325.3
	Hearing: The teacher is entitled to a hearing with the school board, upon request.	N.C. Gen. Stat. Ann. § 115C-
	Appeal: The teacher is entitled to an appeal to the state superior court.	325.8

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North Dakota	Deadline for notice of nonrenewal: No earlier than March 1 and no later than April 15.	N.D. Cent. Code Ann. § 15.1-15-05
	Hearing: The teacher is entitled to a mandatory hearing with the school board that is administered by an administrative law judge.	N.D. Cent. Code Ann. § 15.1-15-08
	Appeal: The teacher is entitled to an appeal with the district court.	
Ohio	Deadline for notice of nonrenewal: June 1,	Ohio Rev. Code Ann. § 3319.11
	Hearing: The teacher is entitled to a hearing with the local school board, upon request.	Ohio Rev. Code Ann. § 3319.16
	Appeal: The teacher is entitled to an appeal with the court of common pleas.	
Oklahoma	Deadline for notice of nonrenewal: Not specified in state policy.	Okla. Stat. Ann. tit. 70, § 6-101.25
	Hearing: The teacher is entitled to a hearing with the local school board.  Appeal: The decision of the local school board is final.	Okla. Stat. Ann. tit. 70, § 6-101.26
Oregon	Deadline for notice of nonrenewal: March 15.	Or. Rev. Stat. Ann. § 342.835
	Hearing: The teacher is entitled to a hearing with the local school board, upon request.	Or. Rev. Stat. Ann. § 342.895
	Appeal: Probationary teachers are entitled to a hearing on procedural matters with the county circuit court. Contract teachers are entitled to an appeal with the Fair Dismissal Appeals Board. Arbitration may be used as an alternative to a hearing with the board.	Or. Rev. Stat. Ann. § 342.905
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Pennsylvania	Deadline for notice of nonrenewal: Not specified in state policy.	24 Pa. Stat. Ann. § 11-1127
	Hearing: The teacher is entitled to a hearing with the local school board.  Appeal: The teacher is entitled to an appeal with the state secretary of	24 Pa. Stat. Ann. § 11-1129
	education.	24 Pa. Stat. Ann. § 11-1131
		24 Pa. Stat. Ann. § 11-1132

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Puerto Rico	Deadline for notice of nonrenewal: Not specified in state policy.  Hearing: Not specified in state policy. However, if the secretary of education determines a teacher may be dismissed for cause following an investigation, they must serve a written charge to the teacher indicating their dismissal or suspension. the written charges and determination must include information on filing an appeal.  Appeal: The teacher is entitled to an appeal with the Public Education System Board of Appeals.	§ 274a Filing of charges, 18 L.P.R.A. § 274a  § 274-1 Corrective measures, 18 L.P.R.A. § 274-1  § 274-2 Duties of teacher or employees, 18 L.P.R.A. § 274-2  § 274e Public Education System Board of Appeals Creation, 18 L.P.R.A. § 274e et seq.
Rhode Island	Deadline for notice of nonrenewal: March 1. Teachers dismissed due to fiscal exigency or program reorganization must be notified by June 1.  Hearing: The teacher is entitled to a hearing with the school board, upon request.  Appeal: The teacher is entitled to an appeal with the department of elementary and secondary education and further appeal to the superior court.  A school committee may agree, in a collective bargaining agreement, to the arbitration of disputes arising out of the dismissal of a tenured teacher.	R.I. Gen. Laws Ann. § 16-13-2 R.I. Gen. Laws Ann. § 16-13-3 R.I. Gen. Laws Ann. § 16-13-4
South Carolina	Deadline for notice of nonrenewal: May 1.  Hearing: The teacher is entitled to an evidentiary hearing with the local school board.  Appeal: The teacher is entitled to an appeal with the court of common pleas.	S.C. Code Ann. § 59-25-410  S.C. Code Ann. § 59-25-420  S.C. Code Ann. § 59-25-430  S.C. Code Ann. § 59-25-440  S.C. Code Ann. § 59-25-440

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South Dakota	Deadline for notification of nonrenewal: April 15.  Hearing: The teacher is entitled to a hearing with the local school board, upon request.  Appeal: The teacher is entitled to an appeal with the state circuit court.	S.D. Codified Laws § 13-43-6.1 S.D. Codified Laws § 13-43-6.2 S.D. Codified Laws § 13-43-6.3 S.D. Codified Laws § 13-43-6.7 S.D. Codified Laws § 13-46-1 et seq.
Tennessee	Deadline for notice of nonrenewal: June 15.  Hearing: The teacher is entitled to a hearing with an impartial hearing officer.  Appeal: The teacher is entitled to an initial appeal with the board of education. The teacher is also entitled to an appeal with the chancery court in the county where the school is located.	Tenn. Code Ann. § 49-5-401  Tenn. Code Ann. § 49-5-511  Tenn. Code Ann. § 49-5-512  Tenn. Code Ann. § 49-5-513
Texas	Deadline for notice of nonrenewal: No later than 10 days before last day of instruction required under contract.  Hearing: The nonprobationary teacher is entitled to a hearing with a hearing examiner, upon request. A probationary teacher may be dismissed at the end of the contract period at the discretion of the local school board. The board must provide notice to the teacher and the decision is final.  Appeal: The nonprobationary teacher is entitled to an appeal with the commissioner of education through filing a petition for review. Either party in the appeal may appeal the determination of the commissioner to the district court within the school's county. The court may overturn the decision of the commissioner only if it is determined that it was not supported by substantial evidence.	Tex. Educ. Code Ann. § 21.103  Tex. Educ. Code Ann. § 21.158  Tex. Educ. Code Ann. § 21.159  Tex. Educ. Code Ann. § 21.251 et seq.  Tex. Educ. Code Ann. § 21.301 et seq.
Utah	Deadline for notice of nonrenewal: 30 days prior to proposed dismissal date.  Hearing: Upon request, the teacher is entitled to a hearing with the local school board or hearing officers selected by the school board.  Appeal: The teacher is entitled to an appeal with the "appropriate court of law".	Utah Code Ann. § 53G-11-512  Utah Code Ann. § 53G-11-513  Utah Code Ann. § 53G-11-514  Utah Code Ann. § 53G-11-515

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Vermont	Deadline for notice of nonrenewal: April 15.  Hearing: The teacher is entitled to a hearing with the local school board, upon request.  Appeal: Not specified in state policy.	Vt. Stat. Ann. tit. 16, § 1752
Virginia	Deadline for notice of nonrenewal: June 15.  Hearing: Upon request, the teacher is entitled to a hearing with the local school board or board-appointed hearing officer.  Appeal: The teacher is entitled to an appeal with the circuit court.	Va. Code Ann. § 22.1-304  Va. Code Ann. § 22.1-309  Va. Code Ann. § 22.1-311  Va. Code Ann. § 22.1-314
Washington	Deadline for notice of nonrenewal: May 15.  Hearing: The teacher is entitled to a hearing with a school board-appointed hearing officer.  Appeal: The teacher is entitled to an appeal with the county superior court. Teachers also have the right to seek appellate review of the court's decision.	Wash. Rev. Code Ann. § 28A.405.210 Wash. Rev. Code Ann. § 28A.405.220 Wash. Rev. Code Ann. § 28A.405.310
West Virginia	Deadline for notice of nonrenewal: May 1.  Hearing: The teacher is entitled to a hearing with the local school board before they confirm the termination of their continuing contract. Upon termination, the teacher may request a level three hearing with an administrative law judge.  Appeal: The teacher is entitled to an appeal of the administrative law judge decision with the circuit court of Kanawha County.	W. Va. Code Ann. § 18A-2-2  W. Va. Code Ann. § 18A-2-8  W. Va. Code Ann. § 6C-2-4  W. Va. Code Ann. § 6C-2-5
Wisconsin	Deadline for notice of nonrenewal: May 15.  Hearing: The teacher is entitled to a hearing with the local school board.  Appeal: The decision of the school board is final.	Wis. Stat. Ann. § 118.22 Wis. Stat. Ann. § 118.23
Wyoming	Deadline for notice of nonrenewal: April 15.  Hearing: The teacher is entitled to a hearing with an independent hearing officer provided through the office of administrative hearings.  Appeal: The teacher is entitled to an appeal with the district court in accordance with the Wyoming Administrative Procedures Act	Wyo. Stat. Ann. § 21-7-106 Wyo. Stat. Ann. § 21-7-110